



PATENT
Customer No. 22,852
Attorney Docket No. 08350.3304-04

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
Thomas J. KELLY et al.) Group Art Unit: 3661
Application No.: 10/646,685) Examiner: Broadhead, Brian J.
Filed: August 25, 2003)
For: SYSTEMS AND METHODS FOR) Confirmation No.: 9970
PROVIDING PROXY CONTROL)
FUNCTIONS IN A WORK)
MACHINE)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(c)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(c), Applicants bring to the attention of the Examiner the documents on the attached listing. This Information Disclosure Statement is being filed after the events recited in Section 1.97(b) but, to the undersigned's knowledge, before the mailing date of either a Final action, Quayle action, or a Notice of Allowance. Under the provisions of 37 C.F.R. § 1.97(c), this Information Disclosure Statement is accompanied by a fee of \$180.00 as specified by Section 1.17(p).

Copies of the listed foreign and non-patent literature documents are attached.

Copies of the U.S. patent publications are not enclosed.

Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claims in the application and Applicants determine that the cited documents do not constitute "prior art" under United States law, Applicants reserves the right to present to the U.S. Patent & Trademark Office the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: August 29, 2005

By:


Joseph E. Palys
Reg. No. 46,508

Complete if Known

<i>O.I.P.</i> AUG 2 PATENT & TRADEMARK OFFICE JCT 9 2005	Application Number	10/646,685
	Filing Date	August 25, 2003
	First Named Inventor	Thomas J. KELLY
	Art Unit	3661
	Examiner Name	B. Broadhead
Sheet	1	of 3
		Attorney Docket Number 8350.3304-04

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

U.S. PATENTS AND PUBLISHED U.S. PATENT APPLICATIONS

Examiner Initials	Cite No. ¹	Document Number	Issue or Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
		US-6,728,603	04-27-2004	Pruzan et al.	
		US-5,218,356	06-08-1993	Knapp	
		US-5,343,319	08-30-1994	Moore	
		US-5,387m994	02-07-1995	McCormack et al.	
		US-5,425,051	06-13-1995	Mahany	
		US-5,479,479	12-26-1995	Braitberg et al.	
		US-5,604,854	02-11-1997	Luse et al.	
		US-5,640,444	06-17-1997	O'Sullivan	
		US-5,710,984	01-20-1998	Millar et al.	
		US-5,809,432	09-15-1998	Yamashita	
		US-6,075,451	06-13-2000	Lebowitz et al.	

Note: Submission of copies of U.S. Patents and published U.S. Patent Applications is not required.**FOREIGN PATENT DOCUMENTS**

Examiner Initials	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Translation ⁶
		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				
		WO 97/36442 PCT	Oct. 2, 1997	Goetz et al.		

NON PATENT LITERATURE DOCUMENTS

Examiner Initials	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Translation ⁶
		Carlock, M.A., "Radio to Send auto On-Board Diagnostics," IEEE Vehicular Technology Society News, Vol. 42, No. 1, pp. 20-22, Feb. 1995.	Abstract Only
		Davis, Jr. P.D. et al., "Hydrometeorological Data Collection System for Lake Ontario," IEEE '71 Engineering in the Ocean Environment Conference, pp. 180-83, 1971.	
		Leinfelder, C. et al., "Radio Diagnostics for the ICE [electric locomotive]," Signal und Draht, Vol. 89, Nos. 7-8, pp. 18-20, 22, July-August 1997.	Abstract Only
		Senninger, H., "PROMETHEUS Phase 3, Teilprojekt: On-Board Network, Schlussbericht," NTIS Journal Announcement, GRA19621, April 1995.	Abstract Only
		Carlock, M.A., "Incorporation of Radio Transponders into Vehicular On-Board Diagnostic Systems," Leading Change: the Transportation Electronic Revolution: Proceedings of the 1994 International Congress on Transportation Electronics, pp. 111-114, 1994.	

Examiner Signature	Date Considered
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Complete if Known

<i>O 1 P AUG 2 PATENT & TRADEMARK OFFICE JC16 9 2005</i>	Application Number	10/646,685
	Filing Date	August 25, 2003
	First Named Inventor	Thomas J. KELLY
	Art Unit	3661
	Examiner Name	B. Broadhead
Sheet	2	of 3
	Attorney Docket Number	8350.3304-04

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U.S. PATENTS AND PUBLISHED U.S. PATENT APPLICATIONS

Examiner Initials	Cite No. ⁷	Document Number	Issue or Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ⁸ (if known)			
		US-6,321,148	11-20-2001	Leung	
		US-4,583,206	04-15-1986	Rialan et al.	
		US-3,815,091	06-04-1974	Kirk	
		US-6,744,352	6-01-2004	Lesesky et al.	
		US-6,647,323	11-01-2003	Robinson et al.	
		US-6,636,789	10-21-2003	Bird et al.	
		US-6,611,740	08-26-2003	Lowery et al.	
		US-6,608,554	08-19-2003	Lesesky et al.	
		US-6587,768	07-01-2003	Chene et al.	
		US-6,434,458	08-13-2002	Laguer-Diaz et al.	
		US-6,411,203	06-25-2002	Lesesky et al.	

FOREIGN PATENT DOCUMENTS

Examiner Initials	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Translation ¹²
		Country Code ⁹ Number ¹⁰ Kind Code ¹¹ (if known)				

NON PATENT LITERATURE DOCUMENTS

Examiner Initials	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Translation ⁶
		Katoh, T. et al., "Electronics Progress in Automotive Parts and Service Engineering," Leading Change: the Transportation Electronic Revolution: Proceedings of the 1994 International Congress on Transportation Electronics, pp. 497-502, October 1994	
		Mogi, T., "Prospects for Failure Diagnostics of Automotive Electronic Control Systems," Leading Change: the Transportation Electronic Revolution: Proceedings of the 1994 International Congress on Transportation Electronics, pp. 477-488, October 1994	
		Choe, Howard C. et al., "Neural Pattern Identification of Railroad Wheel-Bearing Faults From Audible Acoustic Signals: Comparison of FFT, CWT, and DWT Features," Proceedings SPIE-The International Society for Optical Engineering, Wavelett Applications IV, Vol. 3078, pp. 480-496, April 1997.	

Examiner Signature	Date Considered
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<i>Filing Date</i>	August 25, 2003
<i>First Named Inventor</i>	Thomas J. KELLY
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**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet

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of

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U.S. PATENTS AND PUBLISHED U.S. PATENT APPLICATIONS			
Examiner Initials	Cite No. ¹³	Document Number Number-Kind Code ¹⁴ (if known)	Issue or Publication Date MM-DD-YYYY
		US-6,295,492	09-25-2001
		US-6,225,898	05-01-2001
		US-6,111,524	08-29-2000
		US-6,084,870	07-04-2000
		US-6,064,299	05-16-2000
		US-5,884,202	03-16-1999
		US-5,541,840	07-30-1996
		US-5,479,157	12-26-1995
		US-5,025,253	06-18-1991
		US-4,896,261	01-23-1990
		US-4,804,937	02-14-1989
		US-4,744,083	05-10-1988
		US-4,359,733	11-16-1982

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